

14 Wednesday, August 10, 2016

16               Whereupon, the above-referenced matter  
17    came on for hearing at the Alcoholic Beverage  
18    Control Board, Reeves Center, 2000 14th Street,  
19    N.W., Suite 400S, Washington, D.C. 20009.

1 BOARD MEMBERS PRESENT

2 NICK ALBERTI, BOARD MEMBER

3 JAMES SHORT, BOARD MEMBER

4 MIKE SILVERSTEIN, BOARD MEMBER

5 RUTHANNE MILLER, BOARD MEMBER

6

7 ALSO PRESENT:

8 LOUISE PHILLIPS

9 SOFIA HUSSEIN

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1           P R O C E E D I N G S

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3           CHAIRPERSON ANDERSON: Our next case on  
4 our show cause hearing (status) calendar is Case  
5 #16-AUD-00020, Capitol Hill Tandor and Grill,  
6 license #60689. Will the parties please approach  
7 and identify themselves for the record, please?

8           MS. PHILLIPS: Louise Phillips, Assistant  
9 Attorney General for the District of Columbia.

10          CHAIRPERSON ANDERSON: Good morning, Ms.  
11 Phillips.

12          MS. HUSSEIN: My name is Sofia Hussein, I'm  
13 representing Julia Hussein from Shallamar  
14 Enterprises.

15          CHAIRPERSON ANDERSON: And who -- what's your  
16 role, ma'am?

17          MS. HUSSEIN: I'm one of the owners.

18          CHAIRPERSON ANDERSON: One minute, please.

19          MS. PHILLIPS: I have the notice addressed to  
20 her, for the record.

21          CHAIRPERSON ANDERSON: Ms. Phillips, you said  
22 about a notice?

1 MS. PHILLIPS: The notice is addressed to  
2 her. I thought you were questioning whether --  
3 who she was.

4 CHAIRPERSON ANDERSON: All right. I didn't  
5 have my board briefing so that's why I need it  
6 so I'll have the names. Are there any  
7 preliminary matters in this case?

8 MS. PHILLIPS: Yes, there are. Do you need  
9 to ask if she received notice?

10 MS. HUSSAIN: I didn't receive notice.

11 MS. PHILLIPS: Okay. All right, yes, there  
12 are, Mr. Chair. We are going to have an offer in  
13 compromise of a fine of \$850 to be paid within  
14 thirty days or the license will be suspended.  
15 Also, there is a matter of a quarterly statement,  
16 I understand, that the owner tells me that she's  
17 sort of new to this operation at the end and she  
18 thought the notice was asking for a different  
19 quarter so she brought proof of that one. She  
20 has agreed to bring, if the board agrees, the  
21 quarterly statement for the appropriate quarter  
22 that the notice references within a couple of

1 days and pay the fine then, if the board approves  
2 it.

3 CHAIRPERSON ANDERSON: All right, I'm  
4 confused. I'm not following you. It says that  
5 there was an outstanding third quarter report,  
6 right?

7 MS. PHILLIPS: Yes.

8 CHAIRPERSON ANDERSON: That's what you're  
9 talking about and so -

10 MS. PHILLIPS: That's what I'm talking about.

11 CHAIRPERSON ANDERSON: All right and what is  
12 supposed to happen now?

13 MS. PHILLIPS: What Mrs. Hussein has  
14 explained to me is that she was just starting out  
15 when this quarter was due. She did not realize  
16 that it hadn't been sent in. She thought the  
17 notice referenced another quarter for which she  
18 brought proof. We discussed it before you took  
19 the bench and she tells me that she can get it  
20 prepared with the information she has within a  
21 day -- I thought we could give her a couple of  
22 days -- and that she will pay the fine if

1 approved then. She was going to pay it today but  
2 she didn't realize that she'd mixed up the  
3 quarters.

4 MR. ALBERTI: May I just real quickly?

5 CHAIRPERSON ANDERSON: Yeah.

6 MR. ALBERTI: Ms. Phillips, can we just  
7 simplify this? My understanding is that she'll  
8 pay the fine within 30 days, is that correct?

9 MS. PHILLIPS: She was going to pay it when  
10 she brings the quarterly --

11 MR. ALBERTI: The offer in compromise says  
12 she would pay it within 30 days --

13 MS. PHILLIPS: Right.

14 MR. ALBERTI: And that the quarterly report  
15 would be filed within 30 days.

16 MS. PHILLIPS: Sure.

17 CHAIRPERSON ANDERSON: That makes sense.

18 MR. ALBERTI: [inaudible 14:00] Right?

19 MS. PHILLIPS: She can turn it in earlier if  
20 she wishes.

21 MR. ALBERTI: Just trying to help.

22 CHAIRPERSON ANDERSON: You look like you're

1 still confused so why don't you --

2 MS. HUSSAIN: No, I mean I just want -- I  
3 recently got involved in the business in  
4 September. My previous restaurant experience I  
5 had not filed quarterly reports with ABRA before,  
6 so this is kind of a new process for me, so I do  
7 apologize. And when I received the case report I  
8 assumed that it was referring to quarter four  
9 which I do have proof of submitting, but it was  
10 submitted -- it was delayed. So, I thought the  
11 case report was referring to that delayed  
12 submission and I was not paying -- unfortunately,  
13 I didn't pay attention to the exact dates and  
14 didn't see that it was actually referring to  
15 quarter three. Otherwise I would have submitted  
16 it as soon as I got the case report but I can --  
17 I can submit quarter three by Friday and pay the  
18 fine by Friday.

19 CHAIRPERSON ANDERSON: All right, so the  
20 offer in compromise then is that there is a fine  
21 of \$850 and it will be payable within 30 days and  
22 that the outstanding third quarter report will

1 also be filed within that time period. Is that  
2 your understanding of the offer in compromise?

3 MS. PHILLIPS: Yes. And she can turn it in  
4 early, is that correct?

5 CHAIRPERSON ANDERSON: Of course, you can do  
6 it today, but -- but the offer in compromise is  
7 that it will be done within 30 days and if it's  
8 not done within 30 days the license will be  
9 suspended until you have come in compliance. Is  
10 this your understanding of the agreement that you  
11 made this morning with the government?

12 MS. HUSSAIN: I understand.

13 CHAIRPERSON ANDERSON: All right. Do you  
14 know that by accepting an offer in compromise  
15 that you are giving up your right to a hearing?

16 MS. HUSSAIN: Yes, I do.

17 CHAIRPERSON ANDERSON: And do you also know  
18 that you're giving up your right to appeal this  
19 matter?

20 MS. HUSSAIN: Yes, I do.

21 CHAIRPERSON ANDERSON: I make a motion that  
22 this offer in compromise of \$850 fine payable in



1 30 days and that the outstanding third quarter  
2 report will be also filed within 30 days, that if  
3 the fine is not paid and the quarterly report is  
4 not done within the thirty days that the license  
5 will be suspended until they have been brought  
6 into compliance. Is there a second?

7 MR. ALBERTI: Second.

8 CHAIRPERSON ANDERSON: Mr. Alberti seconded  
9 the motion. Is there any discussion or questions  
10 by any board members? Hearing none, all those in  
11 favor say aye. (chorus of ayes.) Those opposed?  
12 (no audible response.) The matter passed 5-zero-  
13 zero. Thank you very much. We'll have you sign  
14 some paperwork to close this out.

15 MS. PHILLIPS: I need to correct the record.  
16 I apologize. I thought she was Julia. She's  
17 not, she's Sofia. She has the power of attorney  
18 right here to turn in to the board.

19 CHAIRPERSON ANDERSON: All right, so, give it  
20 to Ms. -- You see, that's why I went back to go  
21 get my board briefs so I could see the name and  
22 everyone just confused me, okay?

1           MS. PHILLIPS: I stay confused sometimes, but  
2 when the names are so similar --

3           CHAIRPERSON ANDERSON: All right. I'll just  
4 say this for the record that we did receive a  
5 letter from Ms. Julia Hussein basically giving  
6 Ms. Sofia Hussein authority to enter in this  
7 agreement today. So, the board is fine with  
8 that. Thank you.

9           MS. PHILLIPS: Thank you.

10           (Whereupon, the above-entitled matter was  
11 concluded.)

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